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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

KPG Investments, Inc.; and Kendalle Getty,

Plaintiffs,

v.

Marlena Sonn; and Does 1-20,

Defendants.

Case No.:

Notice of Removal

Defendant Marlena Sonn (Sonn), by her counsel, states:

1. This action was commenced in the Second Judicial District Court of the State of Nevada in and for the County of Washoe on or about March 16, 2022, and is now pending in this Court.

2. The case arises from an employment dispute that is closely related to the subject matter of a separate action, currently pending before the U.S. District Court for the Eastern District of New York. *See Sonn v. Getty, et al.*, No. 1:22-cv-02758-RPK-VMS.

3. This action is one of which federal district courts are given original jurisdiction by reason of the diversity of citizenship of the parties.

4. At the time of commencement of this action, and now, Plaintiff KPG Investments, Inc. (KPG) was and is a corporation organized and existing under the laws of the State of Nevada, with a principal place of business at 1325 Airmotive Way, Suite 360,

1 Reno, NV 89502. At the time of the commencement of this action, and now, Plaintiff
2 Kendalle Getty (Getty) was and is a citizen of the State of California. At the time of
3 commencement of this action, and now, Defendant Sonn, who is the only named defendant
4 in this action, was and is a citizen of the State of New York.

5 5. Furthermore, the amount in controversy in the action, exclusive of interest and
6 costs, exceeds \$75,000.

7 6. Based on the complaint and the diverse citizenship of the parties, the Court
8 has original jurisdiction of this action under 28 U.S.C. § 1332(a)(1), and, because Sonn is
9 not a citizen or resident of the State of Nevada, removal of the action to the Court is proper
10 under 28 U.S.C. § 1441(a) and (b)(2).

11 7. This notice of removal is timely under 28 U.S.C. § 1446(b) because it is being
12 filed within 30 days of service.

13 8. Copies of all pleadings, process, and orders served on Sonn are attached to this
14 Notice of Removal as Exhibit A.

15 9. Copies of this Notice of Removal are being served on Plaintiffs' counsel and
16 are being filed with the clerk of the Second Judicial District Court of the State of Nevada in
17 and for the County of Washoe.

18 10. Defendant Sonn does not waive any available defense by way of removing this
19 action to federal court, which may include defenses relating to defective service of process,
20 lack of personal jurisdiction and/or improper venue.

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